

UNITED STATES OF AMERICA
UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

JAMASA Z. DERRING,)	
)	
Petitioner,)	Case No. 1:04-cv-796
)	
v.)	Honorable Robert Holmes Bell
)	
KENNETH McKEE,)	
)	
Respondent.)	<u>JUDGMENT</u>
)	

In accordance with the memorandum opinion filed this date:

IT IS ORDERED that petitioner's premature "Request for Certificate of Appealability" (docket # 44), liberally construed as petitioner's objections to the February 1, 2006 report and recommendation, are OVERRULED.

IT IS FURTHER ORDERED that the report and recommendation of the magistrate judge (docket # 39) be and hereby is ADOPTED as the opinion of the court.

IT IS FURTHER ORDERED AND ADJUDGED that the petition for habeas corpus relief is DENIED on its merits.

Date: February 22, 2006

/s/ Robert Holmes Bell
ROBERT HOLMES BELL
CHIEF UNITED STATES DISTRICT JUDGE